PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031 Please type a plus sign (+) inside this box --> U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/603,794 Filing Date June 25, 2003 First Named Inventor Syed F.A. Hossainy I correspondence after initial filing) **Group Art Unit** 1762 **Examiner Name** Unassigned Total Number of Pages in This Submission Attorney Docket Number 6 50623.221 (excluding references) ENCLOSURES (check all that apply) Deposit Account 07-1850 Assignment Papers After Allowance Communication to Authorization (for an Application) Group Drawing(s) In/Formal Sheets with Appeal Communication to Board of **Submission of Drawings Transmittal** Appeals and Interferences Appeal Communication to Group __ Amendment / Response Licensing-related Papers (Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Provisional Application Status Letter Power of Attorney, Revocation Other Enclosure(s) Postage Paid Postcard Change of Correspondence Address 4 References Information Disclosure Statement Terminal Disclaimer (in duplicate) (2 pages) with Form Request for Refund PTO-1449 (1 pg) citing 4 References Request for Corrected Notice of CD, Number of CD(s) Recordation Recordation Form Cover Sheet Remarks Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Squire, Sanders & Dempsey L.L.P. Paul J. Meyer, Jr., Reg. No. 47,791 Individual name Signature Date April 29, 2005 **CERTIFICATE OF MAILING** I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: April 29, 2005 Typed or printed name Vera Breder

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be send to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Date

April 29, 2005

Ven

Signature



Application of:

Examiner:

Unassigned

Syed F.A. Hossainy et al.

Serial No.

10/603,794

Art Unit:

1762

Filed:

June 25, 2003

Title:

THERMAL TREATMENT OF A DRUG ELUTING IMPANTABLE

MEDICAL DEVICE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. §§1.97-1.98

Dear Examiner:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §§1.97-1.98, Applicants hereby notify the U.S. Patent and Trademark Office of the references listed on the attached Form PTO-1449. One copy of the cited references is submitted herewith. The Examiner is requested to make this information of official record in the application.

Some of the documents listed on the attached Form PTO-1449 were cited in an International Search Report mailed on December 30, 2004 (copy attached), directed to an international application. One of the references cited by the Report, WO 03/022323, is already of record.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants reserve the right to dispute the listed documents as prior art during examination. Furthermore, Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. The submission of this Supplemental Information Disclosure Statement is not to be

construed as a representation that a search has been made or that no other material information may exist.

The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

The present Supplemental Information Disclosure Statement is being filed before receiving the first Office Action. Therefore, no certification under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required. However, the Commissioner is authorized to charge any deficiencies or other amounts due to Deposit Account No. 07-1850.

Date: April 29, 2005

SQUIRE, SANDERS & DEMPSEY L.L.P. One Maritime Plaza, Suite 300 San Francisco, CA 94111 Telephone (415) 954-0200 Facsimile (415) 393-9887 Respectfully submitted,

Paul J. Meyer, Jr.

Attorney for Applicants

Reg. No. 47,791

FORM PTO-1449 (Modified) US DEPARTMENT OF COMMERCE US Patent and Transmark Office INFORMATION DISCLOSURE CITATION in an Application					Docket No. 50623.221		Application No. 10/603,794		
					Applicant Syed F.A. Hossainy et al.				
MAY 0 2	(Use several sheets if necessary)				Filing Date June 25, 2003		Group Art Unit 1762		
C.			U.S. PA	TENT DO	CUMENTS		-		
Examiner Initial	Ref. No.	Document Number	Date of Patent		Name	Class	Subclass	Filing I Appro	
	A1								
	A2				,	·			
	А3								
	A4								
	A5								
	A6								
		U.S. PATEN	IT APPLICA	TION PU	BLICATION D	OCUMENTS	;		
Examiner Initial	Ref. No.	Document Number	Date of Publication		Name	Class	Subclass	Filing [Appro	
	A1		T						
			FOREIGN	PATENT [OCUMENTS				
Examiner Initial	Ref. No.	Document Number	Date of Publication		Country	Class	Subclass	Transl	1
. IIIIuai	B1	WO 02/058753	8/1/02		PCT			Yes	No
	B2	WO 03/035131	5/1/03		PCT		1		
	В3	WO 03/082368	10/9/03		PCT	:			
		OTHER DOC	UMENTS (I	ncluding Auth	or, Title, Date, Per	tinent Pages etc	 .)		
		International Search F 10 pgs.					·	ailed 12/	/30/04,
XAMINER				DATE C	ATE CONSIDERED				
		nces considered, whether or no th next communication to applic		mance with MPEF	S 609; Draw line throu	gh citation if not in con	nformance and n	ot consider	red.